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BY _____

PHILIP M. BALLIF, ESQ.
Nevada Bar # 2650
GORDON H. WARREN, ESQ.
Nevada Bar # 2999
JONES VARGAS
3773 Howard Hughes Parkway
Third Floor South
Las Vegas, Nevada 89109
Telephone: (702) 862-3300
Fax: (702) 737-7705
ATTORNEYS FOR JOHN BALDWIN

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ROBERT HOLGATE; DEBORAH
HOLGATE;

Plaintiffs,

Case No. CV-S-02-0183-RLH-RJJ

vs.

COMMUNITY BANK OF NEVADA, a
Nevada corporation; HARD MONEY
FUNDING; MICHAEL J. NEWELL; LINDA
M. NEWELL; JOHN BALDWIN; MIKE
NEWELL, Trustee of the John Baldwin Trust;
JOHN BALDWIN TRUST; JOHN DOES I-X;
ROE CORPORATIONS X-XX,

Defendants.

**DEFENDANT JOHN BALDWIN'S JOINDER IN
COMMUNITY BANK OF NEVADA'S MOTION FOR SUMMARY JUDGMENT**

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1 Defendant John Baldwin ("Baldwin"), by and through his attorneys Philip M. Ballif, Esq. and
2 Gordon H. Warren, Esq. of the law firm of Jones Vargas, hereby joins in Defendant Community Bank
3 of Nevada's Motion for Summary Judgment Pursuant to FRCP 56(c). There is no genuine issue of
4 material fact that Plaintiffs' federal claims against Baldwin should be dismissed as a matter of law. The
5 remaining claims against Baldwin set forth in Plaintiffs' Amended Complaint, including the
6 accompanying state claims, should be dismissed for lack of pendent jurisdiction under 28 U.S.C. §
7 1367.

8 DATED this 5th day of December, 2002.

9
10 Respectfully submitted,

11 JONES VARGAS

12
13 By: Gordon H. Warren
14 Philip M. Ballif, Esq.
15 Nevada Bar No. 3377
16 Gordon H. Warren, Esq.
17 Nevada Bar No. 2999
18 3773 Howard Hughes Pkwy., Third Floor
19 Las Vegas, Nevada 89109
20 Telephone: (702) 862-3300
21 Facsimile: (702) 737-7705

22
23 ATTORNEYS FOR DEFENDANT
24 JOHN BALDWIN
25
26
27
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CERTIFICATE OF MAILING

I hereby certify that on the 5th day of December, 2002, the foregoing DEFENDANT JOHN BALDWIN'S JOINDER IN DEFENDANT COMMUNITY BANK OF NEVADA'S MOTIN FOR SUMMARY JUDGMENT PURSUANT TO FRCP 56(c) was served on the defendants by mailing a copy thereof, first-class mail, postage prepaid, to:

Robert Holgate and Deborah Holgate
1660 S. Valdez Street
Las Vegas, Nevada 89117
Plaintiffs *pro se*

Steve Morris, Esq.
MORRIS PICKERING & SANNER
300 South Fourth Street, Suite 900
Las Vegas, NV 89101
*Attorneys for Defendants Hard Money
Funding; Michael J. Newell; Linda M.
Newell; Mike Newell, Trustee of the John
Baldwin Trust; and John Baldwin Trust*

G. Mark Albright, Esq.
ALBRIGHT, STODDARD, WARNICK
& ALBRIGHT
801 South Rancho Drive
Las Vegas, NV 89106
*Attorneys for Defendant Community Bank
of Nevada*

Claire Stevens
An employee of JONES VARGAS